Case 1:10-cv-00854-DC Document 4 Filed 02/22/2010 Page 1 of 1 UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK -----X SHAWN C. CARTER, Case No. 10-CV-0854 Plaintiff(s), -against-HIGHLAND CAPITAL MANAGEMENT L.P., ET ANO., AFFIDAVIT OF SERVICE Defendant(s). STATE OF NEW YORK) s.s : COUNTY OF NEW YORK) of KEATING & WALKER ATTORNEY SERVICE, INC., is over the age of eighteen

JOSEPH SANCHEZ, being duly sworn, deposes and says that he is an employee years and is not a party to the action.

That on the 9th day of February, 2010, at approximately 12:39 p.m., deponent served a true copy of the **SUMMONS**; **COMPLAINT**; **CIVIL COVER SHEET**; ECF RULES OF COURT and JUDGE'S RULES upon Highland Capital Management, L.P. at 9 West 57th Street, New York, New York by personally delivering and leaving the same with Molly Daebch, Market Analyst, who is authorized by appointment to accept service.

Molly Daebch is a white female, approximately 40 years of age, is approximately 5 feet and 8 inches tall, weighs approximately 140 pounds, with medium length blonde hair and blue eyes.

Sworn to before me this

11th day of February, 2010

MICHAEL/J. KEATING

NOTARY PUBLIC, STATE OF NEW YORK

Reg. No. 01-KE-4851559

Qualified in New York County

Commission expires February 3, 2010